

AN ORDINANCE

97661

AUTHORIZING THE CITY MANAGER TO NEGOTIATE TERMS AND CONDITIONS FOR AN AMENDMENT TO THE OPERATING AGENCY AGREEMENT WITH THE BROOKS DEVELOPMENT AUTHORITY ("BDA") ENTERED INTO PURSUANT TO ORDINANCE 97284 FOR THE PURPOSE OF PROVIDING FOR THE ESTABLISHMENT OF A BDA OFFICE INDEPENDENT OF THE CITY; AUTHORIZING THE EXECUTION OF SAID AMENDMENT ONCE NEGOTIATED AND THE TRANSFER OF THE BROOKS CITY-BASE OFFICE ("BCBO") PERSONNEL AND ASSOCIATED BUDGET FOR THE FISCAL YEAR 2003 TO THE BDA.

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WHEREAS, on May 17, 2001, pursuant to Ordinance 93954, City Council established the Brooks City-Base Office ("BCBO") upon the recommendation of the Brooks Advisory Board, with the support of Brooks officials and City staff for the purpose of managing the Brooks City-Base Project; and

WHEREAS, in creating the BCBO, City Council found that assigning the office directly under an Assistant City Manager, funding and hiring a BCBO Director, assigning appropriate support staff, and tasking the BCBO with managing the transfer of Brooks Air Force from the federal government to the Brooks Development Authority ("BDA") was in the best interest of the City; and

WHEREAS, the BCBO established a presence at Brooks Air Force Base in January 2002 and was essential in the transfer of Brooks Air Force Base to the BDA creating Brooks City-Base, a one-of-a-kind technology and business park which resulted from a partnership between the federal government and the City of San Antonio; and

WHEREAS, it is now recommended by the BDA, Brooks officials, and City staff that the BCBO be extinguished as a City office and that the functions of the BCBO be performed by an internal BDA office; and

WHEREAS, the City executed an Operating Agency Agreement (the "Agreement") with the BDA pursuant to Ordinance 97284 passed and approved on March 6, 2003 for capital projects and other operating expenditures and has identified this Agreement as a contracting vehicle for the establishment of an internal BDA office; and

WHEREAS, it is anticipated that City staff and the BDA can negotiate terms and conditions for an amendment to said Agreement and that the execution of the amendment and the transfer of the remainder of the Fiscal Year 2003 BCBO personnel and associated budget to the BDA would provide for the initial costs of staffing an internal BDA office; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager is hereby authorized to negotiate and execute an amendment to the Operating Agency Agreement between the City and the BDA to provide for the establishment of an internal BDA office to perform the functions of the former BCBO.

SECTION 2. The City Manager is hereby authorized to transfer the remainder of the Fiscal Year 2003 BCBO personnel and associated budget to the BDA to fund the establishment of an internal BDA office once the amendment referred to in Section 1 is executed.

SECTION 3. The Director of Finance is authorized to make a monthly payment to BDA in Fund 29-034000, in index code 758797 entitled "Contribution to Brooks Development Authority" for the reimbursement of operating expenses.

SECTION 4. The following positions are authorized for elimination in Fund 29-034000 activity number 19-01-01 when the City's agreement with the BDA becomes final:

Fiscal Operations Manager	Job Class 0850
Special Projects Officer	Job Class 0865
Fiscal Officer	Job Class 0892
Economic Development Specialist	Job Class 0924
Brooks City Base Office Director	Job Class 1047

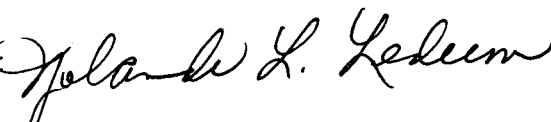
SECTION 5. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 6. This ordinance shall be effective on and after the tenth day after passage hereof.

PASSED AND APPROVED this 22nd day of MAY 2003.


M A Y 0 R

EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: _____


for City Attorney